

REMARKS

Claims 10-12 and 15-28 are pending in the application. By action of this amendment, claims 10-11 and 17-28 have been cancelled. Allowance is respectfully requested in view of the remarks made below.

1. Withdrawn Claims

The Office Action has withdrawn claims 10, 11, 18-21 and 25-28 from consideration for being "independent and distinct" from the originally presented invention. In response, the Applicant has cancelled these claims.

2. Specification

The Office Action objects to the amendment to the specification filed on 11/29/2005 due to its presentation of new subject matter. Although the Applicant maintains that the addition of the material to the specification does not constitute new matter, in an effort to further prosecution of the application the Applicant has complied with the Examiner's suggestion to amend the specification to remove the material.

3. The Rejection under 35 U.S.C. §112, First Paragraph

Claims 22-24 stand rejected under 35 U.S.C. § 112, first paragraph as failing to meet the written description requirement. By action of this amendment claims 22-24 have been cancelled. The Applicant has cancelled claims 22-24 in an effort to advance prosecution. The Applicant respectfully submits that the cancellation of claims 22-24 overcome the rejection and place the application in condition for allowance.

4. The Rejection under 35 U.S.C. § 101

The Office Action rejects claim 17 under 35 U.S.C. § 101 under the theory that double patenting is occurring with claim 2 from issued patent 6,720,011. Although the Examiner acknowledges that the claim language of claim 17 is not identical to the language from claim 2, it

is suggested that the language which is not present is implied. In order to advance prosecution, the Applicant has cancelled claim 17. The Applicant respectfully submits that this overcomes the rejection and that the Application is now in condition for allowance.

5. Allowed Claims

The Applicant appreciates the Examiner's allowance of claims 12, 15 and 16. In response to the allowance of these claims the Applicant has cancelled the remaining co-pending claims, leaving only those claims allowed. The Applicant respectfully submits that the application is now in condition for allowance.

6. Conclusion

The Applicant has made an earnest effort to place this application in condition for allowance. If the Examiner feels that a telephone interview would expedite prosecution of this patent application, he is respectfully invited to telephone the undersigned.

Date: 9/15/07

By: 

Tod A. Kipstas Reg. No. 54,917
Robert F. Zielinski, Reg. No. 34,286
Attorneys for Applicant
WOLF, BLOCK, SCHORR & SOLIS-COHEN LLP
1650 Arch Street
22nd Floor
Philadelphia, PA 19103-2097
Telephone: (215) 977-2335
Facsimile: (215) 405-3935